



February 16, 2007

HOUSE BILL No. 1115

DIGEST OF HB 1115 (Updated February 13, 2007 10:41 am - DI 52)

Citations Affected: IC 15-5.

Synopsis: Stray dogs. Provides that an owner of a dog commits a Class C infraction if the owner of the dog allows the dog to stray beyond the owner's premises, unless the dog is under the reasonable control of an individual or the dog is engaged in lawful hunting and accompanied by the owner or a custodian of the dog. Creates an exception for a dog that goes beyond the owner's premises onto agricultural or forested land.

Effective: July 1, 2007.

Duncan, Kersey

January 8, 2007, read first time and referred to Committee on Agriculture and Rural Development.
February 15, 2007, amended, reported — Do Pass.

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HB 1115—LS 6415/DI 106+



February 16, 2007

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

HOUSE BILL No. 1115

A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 15-5-12-3 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 3. (a) An owner of a
3 dog commits a Class C misdemeanor if the owner recklessly,
4 knowingly, or intentionally fails to take reasonable steps to restrain the
5 dog and:

6 (1) the dog enters property other than the property of the dog's
7 owner; and

8 (2) as the result of the failure to restrain the dog, the dog bites or
9 attacks another person resulting in unprovoked bodily injury to
10 the other person;

11 except as provided in subsection (b).

12 (b) The offense under subsection (a) is:

13 (1) a Class B misdemeanor if the person has been convicted of
14 one (1) previous unrelated violation of this section;

15 (2) a Class A misdemeanor if:

16 (A) the person has been convicted of more than one (1)
17 previous unrelated violation of this section; or

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HB 1115—LS 6415/DI 106+



1 (B) the violation results in serious bodily injury to a person;
2 (3) a Class D felony if the owner recklessly violates this section
3 and the violation results in the death of a person; and
4 (4) a Class C felony if the owner intentionally or knowingly
5 violates this section and the violation results in the death of a
6 person.
7 (c) **An owner of a dog commits a Class C infraction if the owner
8 of the dog allows the dog to stray beyond the owner's premises,
9 unless the dog is under the reasonable control of an individual or
10 the dog is engaged in lawful hunting and accompanied by the
11 owner or a custodian of the dog. However, this subsection does not
12 apply to a dog that goes beyond the owner's premises onto
13 agricultural or forested land.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture and Rural Development, to which was referred House Bill 1115, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1115 as introduced.)

PFLUM, Chair

Committee Vote: yeas 9, nays 0.

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